

IFW

Receipt

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Examiner: C.X. Qian

A. Neil Barclay, et al.

Art Unit: 1636

Application No.: 10/009,445

Conf. No.: 1467

Filed: November 13, 2001

For: MAMMALIAN PROTEINS;

**RELATED REAGENTS AND** 

**METHODS** 

hv:

MELANIE LYON

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

### REQUEST FOR CORRECTED FILING RECEIPT

Sir:

Enclosed is a copy of the Official Filing Receipt. It contains the following error:

The Fourth named inventor's name is erroneously stated as Lewis <u>I.</u> Lanier.
 The correct spelling is Lewis <u>L.</u> Lanier, as evidenced by the Declaration, a copy of which is enclosed.

Please issue a corrected Filing Receipt rectifying this error. Also enclosed is a copy of the official Filing Receipt with correction thereon.

Furthermore, for informational purposes, I have enclosed a copy of the *Notice to*Correct Official Filing Receipt faxed to the OIPE on January 23, 2003, but was never responded to.

Applicants do not believe there is a fee required for this correction; however, the Commissioner is hereby authorized to charge the requisite fee, if any, to DNAX Deposit Account 04-1239. Please charge any additional fees or credit overpayment to DNAX Deposit Account No. 04-1239.

Respectfully submitted,

Date: <u>01-Sept-2004</u>

Sheela Mohan-Peterson,

Reg. No. 41,201

Attorney for Applicants

Customer No. 028008

DNAX Research, Inc. 901 California Avenue Palo Alto, CA 94304-1104

Telephone (Switchboard): (650) 496-6400 Telephone No. (Direct): (650) 496-1244

Facsimile No.: (650) 496-1200

PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

perwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number Under the **Application Number** 10/009,445 TRANSMITTAL Filing Date 11/13/2001 **FORM** A. Neil BARCLAY First Named Inventor Art Unit · 1645 (to be used for all correspondence after initial filing) C.X. Qian **Examiner Name** 15 Attorney Docket Number DX01052K1 Total Number of Pages in This Submission

	ENCLOSURES (Check all that apply)						
	Fee Trans	mittal Form		Drawing(s)		After Allowance Communication to Group	
	Fe	e Attached		Licensing-related Papers		Appeal Communication to Board	
	Amendme	nt/Reply	_	Petition	_	of Appeals and Interferences	
	After Final		_	Petition to Convert to a Provisional Application		Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)	
	Aff	idavits/declaration(s)		Power of Attorney, Revocation		Proprietary Information	
_	Extension	of Time Request		Change of Correspondence Address		Status Letter	
	Express A	bandonment Request	Terminal Disclaimer  Request for Refund	<u> </u>	Other Enclosure(s) (please		
	Information	n Disclosure Statement		Identify below):			
		Copy of Priority		CD, Number of CD(s)			
	Document	.(8)	Remarks:				
	Response	to Missing Parts/	Request for Corrected Filing Receipt (2 pages)				
	Incomplete Application		2. copy	of the Declaration (4 pages)			
	·		3. copy of official Filing Receipt with correction thereon (2 pages)				
		esponse to Missing Parts der 37 CFR 1.52.or 1.53	copy of Notice to Correct Official Filing Receipt and accompanying documents faxed to OIPE on January 27, 2003 (6 pages)				
		·	5. Return Receipt Postcard				
		SIG	NATUR	RE OF APPLICANT, ATTORNEY, OR	AGEN	Т .	
Sheela Mohan-Peterson, Reg. No. 41,201							
Firm		DNAX Research, Inc					
or Indivi	dual	901 California Ave.					
maivi	Palo Alto, CA 94304-		-1104				
Signa	iture	Sheel of	h-/-	Qk			
Date		01-Sept-20	04				

	CERTIFICATE OF TRANSMISSION/MAILING						
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the Unites States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop ASSIGNMENTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below:							
Typed or printed	Typed or printed Melanie Lyons						
Signature	Thean Jyon	Date	9-6-4				

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.





Commissioner for Patents Washington, DC 2023

APPLICATION NUMBER FILING DATE GRP.ART UNIT FIL FEE REC'D ATTY.DOCKET.NO DRAWINGS TOT CLAIMS IND CLAIMS 0/009,445 11/13/2001 1645 974 DX 01052K1 8 4

**CONFIRMATION NO. 1467** 

Immac J Thampoe Schering Plough Corporation Patent Department K 6 1 1990 2000 Galloping Hill Road Kenilworth, NJ 07033-0530 FILING RECEIPT

\*OC000000009219716\*

Date Mailed: 12/11/2002

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

### Applicant(s)

A. Neil Barclay, Oxford, GBN, UNITED KINGDOM; Marion H. Brown, Osney Oxford, GBN, UNITED KINGDOM; Daniel M. Gorman, Newark, CA;

Gavin J. Wright, West Yorkshire, GBN, UNITED KINGDOM; Holly Cherwinski, Boulder Creek, CA; Joseph H. Phillips, Palo Alto, CA; Robert M. Hoek, Mountain View, CA; Jonathan D. Sedgwick, Palo Alto, CA;

### Domestic Priority data as claimed by applicant

This application is a 371 of PCT/US00/12998 05/11/2000

### **Foreign Applications**

UNITED KINGDOM 9911123.9 05/13/1999 UNITED KINGDOM 9925989.7 11/03/1999

Projected Publication Date: None, application is not eligible for pre-grant publication

Non-Publication Request: No

Early Publication Request: No

Title

Ox2 receptor homologs

**Preliminary Class** 

435

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DNAX RESEARCH INST



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DNAX Research Institute of Molecular and Cellular Biology, Inc.

901 California Avenue

Palo Alto, CA 94304-1104

Main: 650 • 496-6400

FAX: 650 • 496-1200

### **TELECOPIER TRANSMITTAL SHEET**

EC--S

NO. OF PAGES (including this page): 6

TO:

Not yet Assigned

Art Unit:

1645

FAX:

(703) 746-9195

FROM:

Sheela Mohan-Peterson

DATE:

RE:

DX1052K1

USSN: 10/009,445

Filed: November 13, 2002

Title: MAMMALIAN PROTEINS; RELATED REAGENTS AND METHODS

### Any difficulty with this facsimile, please call: Bryce L. Current at (650) 496-1183

### Attached please find:

1. Notice to Correct Official Filing Receipt

2 pages

2. Change of Correspondence Address

1 page

3. USPTO Confirmation Filing Receipt

2 page

I hereby certify that this correspondence is being faxed to the Office of Initial Patent Examination's Filing Receipt Corrections, Commissioner for Patents, Washington, D. C., 20231, at 703-746-9195, on January 27, 2003

January 27 , 2003

Bryce L. Current

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transmitted by facsimile to the Patent and Trademark Office	r, Fax <u>Number (703)</u> hit 1645  CN 028008							
Beste: January 27, 2003 By: Suyu L Curre	Bryce L. Current							
IN THE UNITED STATES PATE	ENT AND TRADEMARK OFFICE							
শূল্যাক re application of:	Examiner: not yet assigned							
A. Neil BARCLAY, et al.	Art Unit: 1645							
Serial No.: 10/009,445	NOTICE TO CORRECT OFFICIAL FILING RECEIPT							
Filed: November 13, 2001	Palo Alto, California 94304							
For: MAMMALIAN PROTEINS; RELATED REAGENTS AND METHODS	January <u>10</u> , 2003							
Office of Initial Patent Examination's Filing Commissioner for Patents Washington, D.C. 20231	Receipt Corrections							
Sir:								
Applicants request correction of the official filing receipt (copy attached) in the above-identified patent application.								
The following inventor's name has be follows:	The following inventor's name has been spelled incorrectly. Please change as follows:							
From:	То:							
<u></u>								

Lewis I. Lanier

Lewis L. Lanier

Applicants will anticipate a corrected filing receipt. If there is a problem with this request, please contact the undersigned. Applicants do not believe there is a fee required for this correction; however, if such a fee is required the Commissioner is hereby authorized to charge DNAX Research, Inc. Deposit account no. 04-1239.

January <u>20</u>, 2003

Respectfully submitted,

Sheela Mohan-Peterson Attorney for Applicant(s)

Registration No. 41,201

DNAX Research, Inc. 901 California Avenue Palo Alto, California, 94304-1104 Tel. No. 650-496-6400 Fax No.: 650-496-1200

Attachment: Copy of Filing Receipt

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10/31/2002. OMB 0651-0035 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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PTO/SB/122 (10-00)

CHANGE OF	Application Number	10/009,445
· - · · · · · · · · · · · · · · · · · ·	Filing Date	IA May 11, 2000
CORRESPONDENCE ADDRESS  Application	First Named Inventor	A. Neil Barclay
- <del>2</del> · · · · · · · · · · · · · · · · · · ·	Group Art Unit	1646
Assistant Commissioner for Patents	Examiner Name	not yet assigned
Washington, 5.0. 20201	Attorney Docket Number	DX01052K1
ENT O TRADE		

Please change the Correto:  X  Customer Nu  OR	espondence Address for the about the	·	oplication -	28008 PATENT TRADEMARK OFFICE		
Firm or Individual Name	DNAX Research, Inc	c. ( )				
Address	901 California Av	enue				
Address						
City	Palo Alto	State	CA	ZIP 94304		
Country	USA					
Telephone	650-852-9196	Fax	650-496	-1200		
This form cannot be used to change the data associated with a Customer Number. To change the data associated with an existing Customer Number use "Request for Customer Number Data Change" (PTO/SB/124).  I am the:  Applicant/Inventor.  Assignee of record of the entire interest. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).  X Attorney or Agent of record.  Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number						
Typed or Printed Name Immac J. Thampoe, Reg. No. 36,322						
Signature ###						
Date San	24, 2003			·		
NOTE: Signatures of all the inventor forms if more than one signature is	ors or assignees of record of the entire sequired, see below*.	interest or their rep	resentative(s) ar	e required. Submit multiple		
*Total offorms are submitted.						



SEP 0 7 200

APPLICATION NUMBER

FILING DATE

GRP ART UNIT

FIL FEE REC'D

ATTY.DOCKET.NO

DRAWINGS **TOT CLAIMS** 

IND CLAIMS

10/009,445 V

11/13/2001

1645

974

DX 01052K1

CONFIRMATION NO. 146

Immac J Thampoe Schering Plough Corporation Patent Department K 6 1 1990 2000 Galloping Hill Road Kenilworth, NJ 07033-0530

**FILING RECEIPT** \*OC000000009219716\*

Date Mailed: 12/11/2002

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

### Applicant(s)

A. Neil Barclay, Oxford, GBN, UNITED KINGDOM; Marion H. Brown, Osney Oxford, GBN, UNITED KINGDOM; Daniel M. Gorman, Newark, CA; V Lewis Lanier, Los Altos, CA; ZEWIS L. LANIER Gavin J. Wright, West Yorkshire, GBN, UNITED KINGDOM; Holly Cherwinski, Boulder Creek, CA; Joseph H. Phillips, Palo Alto, CA; ~ Robert M. Hoek, Mountain View, CA; V Jonathan D. Sedgwick, Palo Alto, CA; V

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/US00/12998 05/11/2000

Foreign Applications

UNITED KINGDOM 9911123.9 05/13/1999 UNITED KINGDOM 9925989.7 11/03/1999

PATENT DEPARTMENT RECEIVED DEC 16 2002 Computer Input Date:

Projected Publication Date: None, application is not eligible for pre-grant publication

Non-Publication Request: No

Early Publication Request: No

Title

Ox2 receptor homologs

**Preliminary Class** 

435

# LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

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## **DECLARATION AND POWER OF**

Attorney's Docket No. **DX01052K1** 

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### MAMMALIAN PROTEINS; RELATED REAGENTS AND METHODS

the specification of which						
is attached hereto.						
was filed on	was filed on as Application Serial No					
and was amended on _		(if applicable).				
was filed on	as PCT Inter	national Application				
		the contents of the above-ide any amendment referred to a				
I acknowledge the duty to dapplication in accordance w	lisclose information whe	ich is material to the patental ederal Regulations, §1.56(a).	oility of this			
foreign application(s) for pa	atent or inventor's certif on for patent or invento	35, United States Code, §119 icate listed below and have a br's certificate having a filing	lso identified			
Prior Foreign Application(s):	•		Priority Claimed			
9911123.9	Great Britain	13 May 1999				
(Number)	(Country)	(Day/Month/Year Filed)	Yes or No			
Prior Foreign Application(s):			Priority Claimed			
9925989.7	Great Britain	03 November 1999				
(Number)	(Country)	(Day/Month/Year Filed)	Yes or No			
I hereby claim the benefit uprovisional application(s) li		tates Code, §119(e) of any U	nited States			
(Application Number)	(Filing Date)	<b>-</b> .				
I hereby claim the benefit	i under Title 35, Unit	ed States Code, §120 of ar	ny United States			

application(s) listed below and, insofar as the subject matter of each of the claims of this

application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status - patented, pending, abandoned)

Power of Attorney: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in Patent and Trademark Office connected therewith. (List name and registration number.)

Edwin P. Ching	Reg. No. 34090	Anita W. Magatti	Reg. No. 29825
Eric S. Dicker	Reg. No. 31699	Arthur Mann	Reg. No. 35598
Cynthia L. Foulke	Reg. No. 32364	Christine Martin	Reg. No. 39762
Robert A. Franks	Reg. No. 28605	Edward H. Mazer	Reg. No. 27573
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Henry S. Hadad	Reg. No. 35888	David Schram	Reg. No. 43091
Thomas D. Hoffman	Reg. No. 28221	Immac J. Thampoe	Reg. No. 36322
Henry C. Jeanette	Reg. No. 30856	Paul A. Thompson	Reg. No. 35385
Palaiyur S. Kalyanaraman	Reg. No. 34634	Joanne P. Will	Reg. No. 35737
Gerald P. Keleher	Reg. No. 43707	Donald W. Wyatt	Reg. No. 40879
Susan Lee	Reg. No. 30653	=	. 105. 110. 10010

Send Correspondence to:	Direct Telephone Calls to:	
Name: Immac J. Thampoe Schering-Plough Corporation Patent Department, K-6-1, 1990 2000 Galloping Hill Road Kenilworth, New Jersey 07033-0530	Name: Telephone No.: Facsimile No.:	Immac J. Thampoe (908) 298-5061 (908) 298-5388

FULL NAME OF	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
1ST OR SOLE			
INVENTOR	Barclay	A.	Neil
RESIDENCE &	CITY	STATE OR FOREIGN	COUNTRY OF
CITIZENSHIP		COUNTRY	CITIZENSHIP
	Oxford	United Kingdom	United Kingdom
POST OFFICE	POST OFFICE ADDRESS	CITY	STATE & ZIP
ADDRESS			CODE/COUNTRY
	44 Minister Road	Oxford OX4 1LY	United Kingdom

FULL NAME OF 2ND JOINT	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
INVENTOR	Brown	Marion	H.
RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	Osney, Oxford	United Kingdom	United Kingdom
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
	28 Bridge Street	Osney, Oxford OX2 0BA	United Kingdom

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FULL NAME OF 3RD JOINT	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
INVENTOR	Gorman	Daniel	M.
RESIDENCE &	CITY	STATE OR FOREIGN	COUNTRY OF
CITIZENSHIP		COUNTRY	CITIZENSHIP
	Newark	California	United States of America
POST OFFICE	POST OFFICE ADDRESS	CITY	STATE & ZIP
ADDRESS			CODE/COUNTRY
L	6371 Central Avenue	Newark	California/94560/USA
FULL NAME OF	FAMILY NAME	FIRST GIVEN NAME	TORGOVE ON TOUR
4TH JOINT	FAMILI NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
INVENTOR	Lanier	Lewis	L.
RESIDENCE &	CITY	STATE OR FOREIGN	COUNTRY OF
CITIZENSHIP		COUNTRY	CITIZENSHIP
	Los Altos	California	United States of America
POST OFFICE	POST OFFICE ADDRESS	CITY	STATE & ZIP
ADDRESS			CODE/COUNTRY
	1528 Frontero Avenue	Los Altos	California/94024/USA
ETT MAKE OF	EANGE VINANCE	FID OF CHIENLAND	Lancovin Circumstation
FULL NAME OF 5TH JOINT	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
INVENTOR	Wright	Gavin	J.
RESIDENCE &	CITY	STATE OR FOREIGN	COUNTRY OF
CITIZENSHIP	:	COUNTRY	CITIZENSHIP
	West Yorkshire	United Kingdom	United Kingdom
POST OFFICE	POST OFFICE ADDRESS	CITY	STATE & ZIP
ADDRESS	18 St. Mary's Crescent		CODE/COUNTRY
	Netherthong, Holmfirth	West Yorkshire	United Kingdom
<u></u>	Huddersfield HD7 2XP	West Torksmic	Office Kingdom
ETT VALUE OF	The second state of the se	ETDOTT OFF THE ALL AND THE	Lancovin Committee
FULL NAME OF 6TH JOINT	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
INVENTOR	Cherwinski	Holly	
RESIDENCE &	CITY	STATE OR FOREIGN	COUNTRY OF
CITIZENSHIP	CITT	COUNTRY	CITIZENSHIP
	Boulder Creek	California	United States of America
POST OFFICE	POST OFFICE ADDRESS	CITY	STATE & ZIP
ADDRESS	Longar Rock HC		CODE/COUNTRY
	Longar Rock HC 17100 Two Bar Road 6/19/00	Boulder Creek	California/95006/USA
(		<u> </u>	Langova an entire la
FULL NAME OF	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
7TH JOINT	Dhilling	Iosenh	u
INVENTOR PESIDENCE &	Phillips	Joseph STATE OR FOREIGN	H. COUNTRY OF
RESIDENCE & CITIZENSHIP	CITY	COUNTRY	CITIZENSHIP
	Palo Alto	California	/
DOCT OF			United States of America
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
	1511 Walnut Drive	Palo Alto	California/94303/USA
	1		1

FULL NAME OF	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
8TH JOINT	e With the Committee of		
INVENTOR	Hoek	Robert	M.
RESIDENCE &	CITY	STATE OR FOREIGN	COUNTRY OF
CITIZENSHIP		COUNTRY	CITIZENSHIP
	Mountain View	California	Netherlands
POST OFFICE	POST OFFICE ADDRESS	CITY	STATE & ZIP
ADDRESS	1943 Mount Vernon Court		CODE/COUNTRY
	#308	Mountain View	California/94040/USA

FULL NAME OF 9TH JOINT INVENTOR	FAMILY NAME Sedgwick	FIRST GIVEN NAME Jonathan	SECOND GIVEN NAME D.
RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	Palo Alto	California	Australia
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
	365 North California Avenue	Palo Alto	California/94301/USA

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of First Inventor	Signature of Second Inventor	Signature of Third Inventor
AnBanlay	Maran H frauso	Wall M. Brynan
Date 26 May 2000	Date 8th Two 2000	Date of the June 2000
Signature of Fourth Inventor	Signature of Fifth Inventor	Signature of Sixth Inventor
	G.J. Wyl.	Holy cherusaski
Date 7/20/00	Date 3/6/2000	Date 29th June 2000
Signature of Seventh inventor	Signature of Eighth Inventor	Signature of Nighth Intrentor
Delle June 2000	Date 29/6/2000	Date 2000